

JC803 U.S. Photo  
01/16/01

**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

*(Only for new nonprovisional applications under 37 CFR 1.53(b))*

*Attorney Docket No.:* 2001 0032A

*First Named Inventor* : Thomas WIEBKE et al.

**Title: METHOD AND APPARATUS FOR A CDMA CELLULAR RADIO TRANSMISSION SYSTEM**

*Express Mail Label No.:*

## APPLICATION ELEMENTS

*See MPEP chapter 600 concerning utility patent application contents.*

**ADDRESS TO:** Assistant Commissioner for Patents  
Box Patent Application  
Washington, D.C. 20231

<p>1. <input checked="" type="checkbox"/> Fee Transmittal Form  <i>(Submit an original, and a duplicate for fee processing)</i></p> <p>2. <input type="checkbox"/> Small Entity Status is hereby asserted.</p> <p>3. <input checked="" type="checkbox"/> Specification  <i>(preferred arrangement set forth below)</i> <ul style="list-style-type: none"> <li>- Descriptive title of the Invention</li> <li>- Cross References to Related Applications</li> <li>- Statement Regarding Fed sponsored R &amp; D</li> <li>- Reference to Sequence Listing, a table, or a computer program listing appendix.</li> <li>- Background of the Invention</li> <li>- Brief Summary of the Invention</li> <li>- Brief Description of the Drawings <i>(if filed)</i></li> <li>- Detailed Description</li> <li>- Claim(s)</li> <li>- Abstract of the Disclosure</li> </ul> </p> <p>4. <input checked="" type="checkbox"/> Drawing(s) <i>(35 USC 113)</i> <span style="float: right;"><i>[Total Sheets: 4 ]</i></span></p> <p>5. <input checked="" type="checkbox"/> Oath or Declaration <span style="float: right;"><i>[Total Pages : 3 ]</i></span> <ul style="list-style-type: none"> <li>a.1. <input type="checkbox"/> Newly executed (original or copy)</li> <li>a.2. <input checked="" type="checkbox"/> Unexecuted</li> <li>b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d))  <i>(for continuation/divisional with Box 18 completed)</i> <ul style="list-style-type: none"> <li>i. <input type="checkbox"/> <b><u>DELETION OF INVENTOR(S)</u></b>            Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</li> </ul> </li> </ul> </p> <p>6. <input type="checkbox"/> Application Data Sheet (see 37 CFR 1.76)</p>	<p>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or computer program <i>(Appendix)</i></p> <p>8. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission  <i>(if applicable, all necessary)</i> <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> Computer Readable Form</li> <li>b. Specification Sequence Listing on:           <ul style="list-style-type: none"> <li>i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or</li> <li>ii. <input type="checkbox"/> Paper</li> </ul> </li> <li>c. <input type="checkbox"/> Statement verifying identity of above copies</li> </ul> </p>
<b>ACCOMPANYING APPLICATION PARTS</b>	
<p>9. <input type="checkbox"/> Assignment Papers (cover sheet &amp; document(s))</p> <p>10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <i>(when there is an assignee)</i> <ul style="list-style-type: none"> <li><input type="checkbox"/> Power of Attorney</li> </ul> </p> <p>11. <input type="checkbox"/> English Translation Document <i>(if applicable)</i></p> <p>12. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449       <ul style="list-style-type: none"> <li><input type="checkbox"/> Copies of IDS Citations</li> </ul> </p> <p>13. <input checked="" type="checkbox"/> Preliminary Amendment</p> <p>14. <input type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i></p> <p>15. <input type="checkbox"/> Certified Copy of Priority Document(s)  <i>(if foreign priority is claimed)</i></p> <p>16. <input type="checkbox"/> Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i).            Applicant must attach form PTO/SB/35 or its equivalent.</p> <p>17. <input checked="" type="checkbox"/> Other  <b>COVER LETTER FOR APPLICATION FILED WITHOUT EXECUTED DECLARATION</b></p>	

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#### **ACCOMPANYING APPLICATION PARTS**

- 9.  Assignment Papers (cover sheet & document(s))
- 10.  37 CFR 3.73(b) Statement (*when there is an assignee*)
  - Power of Attorney
- 11.  English Translation Document (*if applicable*)
- 12.  Information Disclosure Statement (IDS)/PTO-1449
  - Copies of IDS Citations
- 13.  Preliminary Amendment
- 14.  Return Receipt Postcard (MPEP 503) (*Should be specifically itemized*)
- 15.  Certified Copy of Priority Document(s)
  - (if foreign priority is claimed)*
- 16.  Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i).
  - Applicant must attach form PTO/SB/35 or its equivalent.
- 17.  Other

**COVER LETTER FOR APPLICATION FILED WITHOUT  
EXECUTED DECLARATION**

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below, and in a preliminary amendment, or in an Application Data Sheet:

Continuation Divisional Continuation-in-part (CIP) of prior application No.

*Prior Application Information:* Examiner \_\_\_\_\_ Group Art Unit \_\_\_\_\_

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference therein. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**19. CORRESPONDENCE ADDRESS**



000513

PATENT TRADEMARK OFFICE

By: Michael Huppert

Michael S. Huppert  
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January 16, 2001

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEE FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975.

U.S. PTO  
JC929 09/1759521  
01/16/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Thomas WIEBKE et al.

Serial No. NEW

: Attn: APPLICATION BRANCH

Filed January 16, 2001

: Attorney Docket No. 2001\_0032A

METHOD AND APPARATUS FOR A CDMA  
CELLULAR RADIO TRANSMISSION SYSTEM

**PATENT OFFICE FEE TRANSMITTAL FORM**

Assistant Commissioner for Patents  
Washington, DC 20231

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEE FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975.

Sir:

Attached hereto is a check in the amount of \$1,150.00 to cover Patent Office fees relating to filing the following attached papers:

New application ..... \$1,150.00

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

*The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.*

Respectfully submitted,

Thomas WIEBKE et al.

By Michael S. Huppert  
Michael S. Huppert  
Registration No. 40,268  
Attorney for Applicants

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January 16, 2001

[Check No. 411404  
2001\_0032A]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. PTO  
JC929 09/759521  
01/16/01

In re application of

Thomas WIEBKE et al. : Attn: APPLICATION BRANCH

Serial No. NEW : Docket No. 2001\_0032A

Filed January 16, 2001 :

METHOD AND APPARATUS FOR A CDMA  
CELLULAR RADIO TRANSMISSION SYSTEM

**COVER LETTER FOR APPLICATION FILED**  
**WITHOUT EXECUTED DECLARATION**

Assistant Commissioner for Patents

Washington, DC 20231

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEE FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975.

Sir:

The above-identified application has been submitted without an executed oath or declaration pursuant to 37 CFR 1.41(c).

It is respectfully requested that this application be assigned a serial number and awarded a filing date pursuant to 37 CFR 1.53.

A duly executed oath or declaration pursuant to 37 CFR 1.63 will be submitted after notification by the U.S. Patent and Trademark Office pursuant to 37 CFR 1.53(f).

A non-executed copy of the Declaration and Power of Attorney, containing the inventorship information, is attached. It is respectfully requested that all communications be directed to the firm indicated on the attached Declaration and Power of Attorney, namely:

WENDEROTH, LIND & PONACK, L.L.P.  
2033 K Street, N.W., Suite 800  
Washington, D.C. 20006

The required U.S. Patent and Trademark Office Filing Fee is submitted herewith.

Respectfully submitted,

Thomas WIEBKE et al.

By *Michael S. Huppert*  
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January 16, 2001